

July 19 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. _____

STATE OF MONTANA,

Plaintiff and Appellee,

v.

WILLIAM MARCUS WINN,

Defendant and Appellant.

FILED

JUL 19 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

NOTICE OF APPEAL

NOTICE is hereby given that the State of Montana, the Appellant above-named and who is the Plaintiff in that cause of action filed in the 18th Judicial District, in and for the County of Missoula, as Cause No. DC-09-519, hereby appeals to the Supreme Court of Montana from the District Court's Opinion and Order Re: Motion to Suppress, entered in such action on June 28, 2010.

THE APPELLANT FURTHER CERTIFIES:

1. This appeal is not subject to the mediation process required by Mont. R.

App. P. 7.

2. That this appeal is not an appeal from an order certified as final under Mont. R. Civ. P. 54(b).

3. That transcripts of the March 15, 2010 hearing on the motion to suppress have been ordered from Colleen Williamson, Electronic Court Reporter, Missoula County Courthouse, 200 West Broadway, Missoula, Montana, 59802.

4. Because this is an appeal by the State of Montana no filing fee is owed.

DATED this 19th day of July, 2010.

STEVE BULLOCK
Montana Attorney General
Justice Building
P.O. Box 201401
Helena, MT 59620-1401

By: 
MARK W. MATTIOLI
Appellate Services Bureau Chief

CERTIFICATE OF SERVICE

I hereby certify that I have filed a true and accurate copy of the foregoing Notice of Appeal with the Clerk of the Montana Supreme Court; and that I have served true and accurate copies of the foregoing Notice of Appeal upon the Clerk of the District Court, each attorney of record, and each party not represented by an attorney in the above-reverenced District Court action as follows:

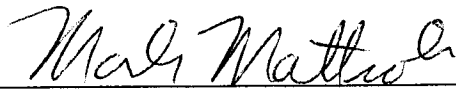
Ms. Shirley E. Faust
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200 West Broadway
Missoula, MT 59802-4292

Mr. Craig Shannon
Attorney at Law
240 E. Spruce
Missoula, MT 59802

Ms. Colleen Williamson
Electronic Court Reporter
Missoula County
200 West Broadway
Missoula, MT 59802-4292

DATED: _____

7/19/10



MARK W. MATTIOLI
Assistant Attorney General